

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 2366S.01I
Bill No.: SB 617
Subject: Attorney General; Department of Corrections; Crimes and Punishment; Prisons
and Jails
Type: Original
Date: March 21, 2025

Bill Summary: This proposal repeals the Missouri Incarceration Reimbursement Act.

FISCAL SUMMARY

| ESTIMATED NET EFFECT ON GENERAL REVENUE FUND | | | |
|--|----------------|----------------|----------------|
| FUND AFFECTED | FY 2026 | FY 2027 | FY 2028 |
| | | | |
| | | | |
| Total Estimated Net Effect on General Revenue | \$0 | \$0 | \$0 |

| ESTIMATED NET EFFECT ON OTHER STATE FUNDS | | | |
|---|--------------------|--------------------|--------------------|
| FUND AFFECTED | FY 2026 | FY 2027 | FY 2028 |
| Inmate Incarceration Reimbursement Act Revolving Fund (0828) | (\$920,305) | (\$920,305) | (\$920,305) |
| | | | |
| Total Estimated Net Effect on <u>Other</u> State Funds | (\$920,305) | (\$920,305) | (\$920,305) |

Numbers within parentheses: () indicate costs or losses.

| ESTIMATED NET EFFECT ON FEDERAL FUNDS | | | |
|---|----------------|----------------|----------------|
| FUND AFFECTED | FY 2026 | FY 2027 | FY 2028 |
| | | | |
| | | | |
| Total Estimated Net Effect on <u>All</u> Federal Funds | \$0 | \$0 | \$0 |

| ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE) | | | |
|---|----------------|----------------|----------------|
| FUND AFFECTED | FY 2026 | FY 2027 | FY 2028 |
| | | | |
| | | | |
| Total Estimated Net Effect on FTE | 0 | 0 | 0 |

☒ Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.

☐ Estimated Net Effect (savings or increased revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.

| ESTIMATED NET EFFECT ON LOCAL FUNDS | | | |
|--|----------------|----------------|----------------|
| FUND AFFECTED | FY 2026 | FY 2027 | FY 2028 |
| | | | |
| | | | |
| Local Government | \$0 | \$0 | \$0 |

FISCAL ANALYSIS

ASSUMPTION

Repeals §217.825 to 217.841 and implements §650.058 – Missouri Incarceration Reimbursement Act

Officials from the **Department of Corrections (DOC)** state this proposal repeals the “Missouri Incarceration Reimbursement Act.”

The proposed legislation appears to repeal the Missouri Incarceration Reimbursement Act (MIRA). The department is appropriated \$750,000 for institutional E&E from the MIRA fund (0828) each year. Repealing sections 217.825 to 217.841 will cost the Department of Corrections \$750,000 a year.

Upon further inquiry, **DOC** stated the Missouri Incarceration Reimbursement Act (MIRA) is the recovery of the cost of incarceration from assets of prisoners that meet the threshold pursuant to Section 217.831. These funds are utilized for the operations of state correctional facilities. Should the MIRA funds go away, the department will require a General Revenue pickup to continue the operational services these funds currently provide.

Oversight does not have any information contrary to that provided by DOC. Therefore, Oversight will reflect DOC’s impact for fiscal note purposes.

In response to similar legislation from 2025 (HB 723), officials from the **Office of Attorney General (AGO)** assumed any potential litigation costs arising from this proposal can be absorbed with existing resources. The AGO may seek additional appropriations if the proposal results in a significant increase in litigation or investigation costs.

Oversight notes the AGO is also appropriated money from the Inmate Incarceration Reimbursement Act Revolving Fund. In FY 2025, the AGO received \$170,305. For purposes of this fiscal note, Oversight will reflect this amount in addition to the loss provided by the DOC, for an anticipated annual loss of \$920,305 (\$750,000 + \$170,305).

Oversight notes the Inmate Incarceration Reimbursement Act Revolving Fund (0828) had a fund balance of \$492,699 on December 31, 2024.

Officials from the **Department of Labor and Industrial Relations**, the **Department of Public Safety – (Office of the Director and Missouri Highway Patrol)**, the **Department of Revenue**, the **Department of Social Services**, the **Missouri Office of Prosecution Services**, the **Office of Administration**, the **Office of the Secretary of State**, the **Office of the State Courts Administrator**, the **Office of the State Treasurer**, the **City of Kansas City**, the **City of O’Fallon**, and the **Phelps County Sheriff’s Department** each assume the proposal will have no

fiscal impact on their respective organizations. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these agencies.

Oversight only reflects the responses received from state agencies and political subdivisions; however, other cities, counties, county prosecutors, and sheriff's departments were requested to respond to this proposed legislation but did not. A listing of political subdivisions included in the Missouri Legislative Information System (MOLIS) database is available upon request.

| <u>FISCAL IMPACT – State Government</u> | FY 2026 (10 Mo.) | FY 2027 | FY 2028 |
|--|---------------------|--------------------|--------------------|
| | | | |
| INMATE INCARCERATION REIMBURSEMENT ACT REVOLVING FUND (0828) | | | |
| | | | |
| <u>Loss – DOC (§§217.825 to 217.841)</u> Loss of funding | (\$750,000) | (\$750,000) | (\$750,000) |
| | | | |
| <u>Loss – AGO (§§217.825 to 217.841)</u> Loss of funding | (\$170,305) | (\$170,305) | (\$170,305) |
| | | | |
| ESTIMATED NET EFFECT ON THE INMATE INCARCERATION REIMBURSEMENT ACT REVOLVING FUND | (\$920,305) | (\$920,305) | (\$920,305) |

| <u>FISCAL IMPACT – Local Government</u> | FY 2026 (10 Mo.) | FY 2027 | FY 2028 |
|---|---------------------|-------------------|-------------------|
| | | | |
| | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> |
| | | | |

FISCAL IMPACT – Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

FISCAL DESCRIPTION

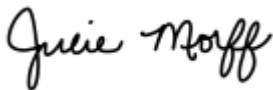
MISSOURI INCARCERATION REIMBURSEMENT ACT

This act repeals the Missouri Incarceration Reimbursement Act, which provides requirements for offenders to submit information regarding their assets and provides authority for the Attorney General to investigate and seek reimbursement for the state from an offender's assets for their cost of care provided by the Department of Corrections.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Attorney General's Office
Department of Corrections
Department of Labor and Industrial Relations
Department of Public Safety
Department of Revenue
Department of Social Services
Missouri Office of Prosecution Services
Office of Administration
Office of the Secretary of State
Office of the State Courts Administrator
Office of the State Treasurer
City of Kansas City
City of O'Fallon
Phelps County Sheriff's Department



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March 21, 2025



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March 21, 2025